48

## HIGH COURT OF CHHATTISGARH AT BILASPUR

---

**SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag. C.J.**

---

**Writ Petition (C) (PR) No.4872 of 2007**

**PETITIONER** Banshi Lal, S/o Hincharam Kumhar Aged about 40 years, R/o Village - Demar, Tahsil and District - Dhamtari (CG)

**Versus**

**RESPONDENTS**

(1) State of Chhattisgarh,through Collector, Dhamtari, District - Dhamtari (CG)

(2) Sub-Divisional Oficer, Dhamtari, District - Dhamtari (CG)

(3) Tahsildar, Tahsil Officer, Dhamtari, District - Dhamtari (CG)

(4) Gram Shiksha Samiti, Demar Dhamtari, District - Dhamtari (CG) through its President Gram Shiksha Samiti, Demar Dhamtari, District _ Dhamtari

(5) Janbhagidari and Vikas Samiti Government Higher Secondary School, Demar, Tahsil & District - Dhamtari (CG) through its President. Janbhagidari and Vikas Samiti Government Higher Secondary School, Demar, Tahsil & District - Dhamtari (CG)

Writ Petition under Article 227 of the Constitution of India

---

Present: Shri Sunil Sahu, counsel for the petitioner.
Shri VVS Murthy, Deputy Advocate General for the State.

---

**ORAL ORDER**

**(Passed on 13th August, 2007)**

This writ petition is directed against the order passed by the trial Court dated 01.05.2007 allowing the application under Order I, Rule 10 of the Code of Civil Procedure.

Learned counsel for the petitioner submits that petitioner is in possession of the land in question and therefore, newly added respondents No. 4 & 5 are not necessary parties. No other point has been raised.

It has been pointed out by learned Deputy Advocate General that respondents No. 4 & 5, as indicated, are in possession and they are necessary parties. It has also been pointed out that certain entries are in favour of respondents No. 4 & 5.

The impugned order is a speaking and reasoned order. Counsel for the petitioner failed to substantiate any ground. No interference is called for. Accordingly, the petition is dismissed.

Sd/-
Jagdish Bhalla
Ag. Chief Justice

padma